HON'BLE SRI JUSTICE L.NARASIMHA REDDY

WRIT PETITION No.1103 of 2007

Dated:19.01.2007

Between:

G. Srinivas.

…Petitioner.

and

The Secretary, Regional Transport Authority, Hyderabad. and another.

…Respondents

HON'BLE SRI JUSTICE L.NARASIMHA REDDY

WRIT PETITION No.1103 of 2007

ORDER:

The petitioner is the owner of the vehicle bearing No.AP 11 V 3344. It was checked on 10.01.2007 by the 2nd respondent. He noticed certain irregularities and issued a vehicle check report, dated 10.01.2007.

The vehicle was seized for the irregularities said to have been committed by the petitioner. This Writ Petition is filed challenging the same.

Heard the learned counsel for the petitioner and learned Government Pleader for Transport.

The question as to whether the petitioner had committed the irregularities pointed out in the check report, would become clear only in the enquiry to be conducted in accordance with the provisions of the Motor Vehicles Act and the Rules made thereunder. The seizure of the vehicle, in the meanwhile, does not enure to the benefit of the respondents. On the other hand, the vehicle would be exposed to damage and theft. The interests of the respondents can be protected by directing the petitioner to deposit certain amount, which in turn, would be subject to the out come of the proceedings to be initiated against the petitioner.

Hence, the Writ Petition is disposed of, directing the respondents

to release the vehicle of the petitioner forthwith, on condition that he deposits a sum of Rs.5,000/- (Rupees five thousand only). The deposit of the said amount would be subject to the out come of the proceedings

that may be initiated against the petitioner. There shall be no order as to costs.

Dt.19.01.2007 **L.NARASIMHA REDDY, J**

Note: Operative portion by wire at party's costs.

(B/o)

GJ